

An Act

ENROLLED SENATE
BILL NO. 893

By: Scott of the Senate

and

Worthen, Roberts (Sean) and
Fugate of the House

An Act relating to income tax; amending Section 1, Chapter 352, O.S.L. 2013, as amended by Section 1, Chapter 412, O.S.L. 2014 (68 O.S. Supp. 2018, Section 2358.5-1), which relates to deduction for expenses related to fostering children; reinstating deduction for specified tax years; establishing minimum time period as qualification; requiring claim for pro rata share of annual amount under certain condition; and providing effective date.

SUBJECT: Taxpayer deduction for foster care

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 1, Chapter 352, O.S.L. 2013, as amended by Section 1, Chapter 412, O.S.L. 2014 (68 O.S. Supp. 2018, Section 2358.5-1), is amended to read as follows:

Section 2358.5-1. For taxable years beginning ~~after December 31, 2013 and ending before January 1, 2018~~ on or after January 1, 2019, there shall be allowed a deduction for a taxpayer who contracts with a child-placing agency, as defined in Section 402 of Title 10 of the Oklahoma Statutes, in the amount of Five Thousand Dollars (\$5,000.00) for expenses incurred to provide care for a foster child; ~~provided,~~ Provided:

1. In order to qualify, a taxpayer shall have been under contract and providing care for at least six (6) months, regardless of the tax year during which the care occurs;

2. If the time period during which a taxpayer is under contract and providing care is equal to less than six (6) months of the tax year for which the deduction is being claimed, the taxpayer shall only claim a monthly pro rata share of the annual Five Thousand Dollars (\$5,000.00) deduction; and

3. Any married persons filing separately in a year in which they could have filed a joint return may each claim only one-half (1/2) of the tax deduction that would have been allowed for a joint return.

SECTION 2. This act shall become effective November 1, 2019.

Passed the Senate the 11th day of March, 2019.

Presiding Officer of the Senate

Passed the House of Representatives the 24th day of April, 2019.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____